IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE GOPALAKRISHNA TAMADA

Writ Petition No.30610 of 1997

Dated: 09-02-2007

Between:

Lingamgunta Harijana Labour Contract Coop. Society Ltd.,
rep.by its President A. Ankulaiah,
s/o A. Narasaiah,
aged about 39 years,
r/o Lingamgunta,
Kavali Mandal,
Nellore District.

... Petitioner

and

1. The Superintending Engineer,
   R &B Circle,
   Guntur and 8 others.

... Respondents

ORDER:

This writ petition is filed seeking *mandamus* declaring the action of the respondents in insisting petitioner society for payment of earnest money deposit, commercial tax clearance certificate or imposing any condition or experience in connection with all tender

notices issued on or after 20-11-1997, as arbitrary and illegal and consequently direct the respondents not to insist payment of earnest money deposit, commercial tax clearance certificate from the petitioner at the time of allotment of works in tender notices issued on or after 20-11-1997, issue tender schedules to the petitioner in all tender notices irrespective of conditions or experience, disregarding district whichever they register.

2. This Court on 08-12-1997 while issuing *Rule nisi,* granted interim direction to the respondents not to insist upon payment of earnest money deposit, commercial tax commercial tax clearance certificate from the petitioner at the time of issuance of allotment of works within the jurisdiction of respondent authorities in connection with all tender notices issued on or after 20-11-1997, in W.P.M.P.No.35813 of 1997.

3. Heard learned counsel for the parties.

4. Having regard to the said interim order, no further orders are required in this writ petition.

5. Accordingly, the writ petition is disposed of. No costs.

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JUSTICE GOPALAKRISHNA TAMADA

Dt.09-02-2007
GLV